

EXPRESS MAIL NO. EV301025925US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert R. Hayes)	Re: Information Disclosure
)	Statement
)	
Serial No.: Not yet assigned)	Group: Not yet assigned
)	
Filed: Concurrently herewith)	Examiner: Not yet assigned
)	
)	Our Ref: B-5119 621009-3
For: "METHOD AND APPARATUS FOR)		
OPTICAL DIVISION OF A BROADBAND)		
SIGNAL INTO A PLURALITY OF)		
SUB-BAND CHANNELS")	Date: November 21, 2003

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the Applicants' duty to disclose information which may be material to the examination of this application, the undersigned respectfully requests that the Examiner consider on the merits the documents listed on the enclosed Form PTO-1449 (modified) before issuing the first Office Action on the merits.

Copies of the U.S. patent documents listed on the enclosed Form PTO-1449 (modified) are not enclosed, pursuant to Deputy Commissioner Stephen G. Kunin's Pre OG Notice dated July 11, 2003.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this Information Disclosure Statement shall not be

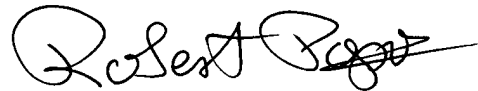
Information Disclosure Statement
November 21, 2003
Page 2

construed as an admission against interest in any manner. (Notice of January 9, 1992, 1135 O.G. 13-25, at 25.)

The person making this statement is the practitioner who signs below on the basis of information supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)) and on the basis of information in the practitioner's file.

If any fees are due, please charge our Deposit Account No. 12-0415 or credit any overpayment to our Account No. 12-0415. No fees should be due because this Information Disclosure Statement is being filed concurrently with the above-identified U.S. patent application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Robert Popa", with a stylized flourish at the end.

Robert Popa
Attorney for Applicant
Reg. No. 43,010

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Encl: Form PTO-1449 (modified) (1 page)